

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF MISSISSIPPI  
SOUTHERN DIVISION

SOUTHEAST REAL ESTATE INVESTMENT CORPORATION PLAINTIFFS/COUNTER-  
AND RETAIL MANAGEMENT GROUP, INC. DEFENDANTS

V. CIVIL ACTION NO. 1:07cv1197-LTS-RHW

NATIONWIDE MUTUAL INSURANCE COMPANY DEFENDANTS/COUNTER-  
AND JOHN DOES 1-10 CLAIMANT

**ORDER**

In accordance with a Memorandum Opinion filed contemporaneously herewith, **IT IS ORDERED:**

Defendant's [50] Motion for Summary Judgment is **GRANTED IN PART AND DENIED IN PART;**

Defendant's [58] Motion to Strike Exhibits to Plaintiffs' Response to Motion for Summary Judgment and to Preclude any Undisclosed Experts is **DENIED, WITHOUT PREJUDICE** to the ability to object to the qualifications of any expert witness or the admissibility of any expert testimony after the conclusion of a discovery plan established by the United States Magistrate Judge;

Defendant's [60] Motion to Strike Exhibit H Attached to Plaintiffs' Response to Defendant's Motion for Summary Judgment is **MOOT;**

Defendant's [62] Motion to Strike Affidavit of Christopher B. White and Exhibits Attached Thereto is **MOOT.**

**SO ORDERED** this the 17<sup>th</sup> day of November, 2008.

s/ L. T. Senter, Jr.  
L. T. SENTER, JR.  
SENIOR JUDGE